

1 ALLEN PATATANYAN, SBN 210586
 2 allen@westcoasttriallawyers.com
 3 NEAMA RAHMANI, SBN 223819
 4 nr@westcoasttriallawyers.com
 5 RONALD L. ZAMBRANO, SBN 255613
 6 ron@westcoasttriallawyers.com
 7 WEST COAST TRIAL LAWYERS, APLC
 8 350 South Grand Avenue, Suite 3350
 9 Los Angeles, CA 90071
 Telephone: 213.927.3700
 Facsimile: 213.927.3701

8 Attorneys for Plaintiff,
 9 LASHEEM BARTON

10 THEANE EVANGELIS, SBN 243570
 11 tevangelis@gibsondunn.com
 12 BLAINE H. EVANSON, SBN 254338
 13 bevanson@gibsondunn.com
 14 HEATHER L. RICHARDSON, SBN 246517
 15 hrichardson@gibsondunn.com
 16 BRANDON J. STOKER, SBN 277325
 17 bstoker@gibsondunn.com
 18 SAMUEL ECKMAN, SBN 308923
 19 seckman@gibsondunn.com
 20 GIBSON, DUNN & CRUTCHER LLP
 21 333 South Grand Avenue
 22 Los Angeles, CA 90071-3197
 Telephone: 213.229.7000
 Facsimile: 213.229.7520

23 Attorneys for Defendant
 24 UBER TECHNOLOGIES, INC.

25
UNITED STATES DISTRICT COURT
 26
NORTHERN DISTRICT OF CALIFORNIA

27 JERICHO NICOLAS, individually and on
 28 behalf of other similarly situated,

29 Plaintiffs,

30 v.

31 UBER TECHNOLOGIES, INC.,

32 Defendants.

33 Case No.: 4:19-cv-08228-PJH

34 **STIPULATION AND ~~PROPOSED~~ ORDER**
TO DISMISS THE ENTIRE ACTION OF
ALL PARTIES AND ALL CAUSES OF
ACTION WITH PREJUDICE

35 Judge: Phyllis J. Hamilton

STIPULATION

Plaintiffs Jericho Nicolas and others similarly situated, and Defendant Uber Technologies, Inc., by and through their counsel of record, respectfully submit this Stipulation pursuant to the Court's January 2, 2025, order.

On July 17, 2020, the Court granted Defendant’s motion to compel arbitration with respect to the Labor Code § 2698 et seq. (PAGA) claims brought by 45 Plaintiffs and stayed those claims pending arbitration.

On May 20, 2021, the Court granted Defendant's motion to dismiss all remaining claims brought by Plaintiffs Mark Glinoga, Alexis Gonzalez, and Kevin Neely with prejudice.

On October 11, 2024, the parties updated the Court that all but four of the remaining Plaintiffs had released their claims or never drove using Uber. Uber proposed that the 41 Plaintiffs that had either released their claims or never drove using Uber should be dismissed, and Plaintiffs did not oppose.

On December 13, 2024, the parties updated the Court that Plaintiffs' counsel had concluded their investigation as to the four remaining Plaintiffs, and Plaintiffs agreed that all Plaintiffs except for Lasheem Barton should be dismissed with prejudice.

On January 2, 2025, the Court ordered Plaintiff LASHEEM BARTON (hereinafter “BARTON”) to initiate arbitration proceedings or face dismissal for failure to prosecute.

On January 9, 2025, the parties submitted to the Court a Stipulation to Dismiss all Plaintiffs except for BARTON.

Plaintiff BARTON—the last remaining Plaintiff in this action—and Defendant UBER TECHNOLOGIES, INC. (hereinafter collectively referred to as “Defendant”), acting through counsel, and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) hereby stipulate, in consideration of a negotiated settlement executed by them, to the Dismissal With Prejudice of this action, including all claims and counterclaims stated herein against all parties, with each party to bear its own attorney’s fees and costs.

1 Dated: February 14, 2025

WEST COAST EMPLOYMENT LAWYERS, APLC

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By: /s/ Ronald L. Zambrano

Ronald L. Zambrano, Esq.
Attorneys for Plaintiff,
LASHEEM BARTON

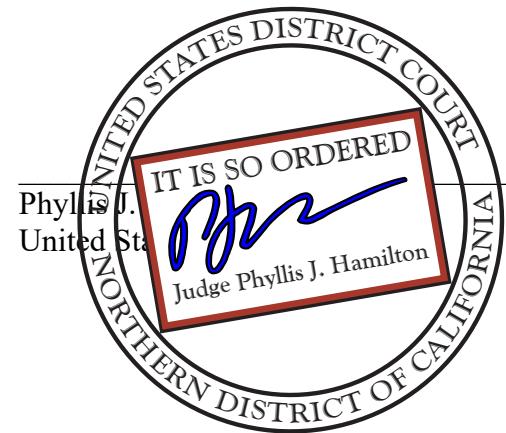
By: /s/

Theane Evangelis
Attorneys for Defendant,
UBER TECHNOLOGIES, INC.

PROPOSED ORDER

Pursuant to the stipulation of the parties under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), IT IS ORDERED THAT THIS ACTION BE, AND HEREBY IS, DISMISSED WITH PREJUDICE as to all claims and counterclaims stated herein against all parties, with each party to bear its own attorney's fees and costs.

Dated: February 14, 2025



FILER'S ATTESTATION

I, Ronald Zambrano, am the ECF user whose identification and password are being used to file this Stipulation for Dismissal on behalf of Plaintiff LASHEEM BARTON and Defendant UBER TECHNOLOGIES, INC. Pursuant to Local Rule 5-1(i), the filer attests that the concurrence in the filing of this document has been obtained from each of the signatories.

Dated: February 14, 2025

WEST COAST EMPLOYMENT LAWYERS, APLC

By: */s/ Ronald Zambrano*

Ronald L. Zambrano, Esq.
Attorneys for Plaintiff,
LASHEEM BARTON